

MINUTES - PETAL, MISS.

could expect to receive and spend for the 1974 and 1975 Fiscal Year.

There being no further business to come before the meeting, it was ordered adjourned on this the 12th day of August, A. D., 1974.

Minutes read and approved 20th day of August, A. D., 1974.

Ulmer Byrd
ULMER BYRD, Mayor

(SEAL)

ATTEST:

Charles Z. Stevens
CHARLES Z. STEVENS,
Acting City Clerk

BE IT REMEMBERED that there was begun and held a regular meeting of the Mayor and Board of Aldermen of the City of Petal at 7:30 P. M., Tuesday, August 20, 1974, in the Mayor's office in the City Hall.

Those present:

- Mayor - Ulmer Byrd
- Aldermen - W. H. Clearman
- Mitchell Curry
- George B. Draughn
- A. L. Henderson, Jr.
- City Attorney - Thomas W. Tyner

Others present:

- Mr. & Mrs. Clarence Riley
- Mr. Ed Dunnan
- Ms. Mary O'Neal
- Mr. Randy Spears
- Mr. David Ford

Mayor Byrd then declared a quorem was present and declared the City Council in session.

The invocation was offered by Alderman, A. L. Henderson, Jr.

The minutes of the meeting held August 6, 1974, were read by Susan B. Smith, Secretary to the Mayor. The motion to adopt, as read, was made by Alderman, George B. Draughn. The motion was seconded by Alderman, A. L. Henderson, Jr.

Those present and voting "Aye":

- W. H. Clearman
- Mitchell Curry
- George B. Draughn
- A. L. Henderson, Jr.

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Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd stated to the Board of Aldermen that the first order of business would be the opening of Bids for the Fire Truck. Mayor Byrd said the City of Petal had received four (4) bids and they read as follows, to-wit:

PROPOSAL FOR FURNISHING FIRE APPARATUS
Manufactured by
UNIVERSAL FIRE APPARATUS CORP.
Longansport, Indiana

PROPOSAL - SPECIFICATIONS - CONTRACT

TO: City of Petal

August 20, 1974

Petal, Mississippi

Gentlemen:

Subject to your acceptance of this proposal we hereby agree to furnish the following apparatus and equipment:

One (1) 1975 Ford 750 GPM Pumper as per specifications attached to meet NFPA Phamplet #19, 1973 and Mississippi Fire and Rating Bureau

All in accordance with specifications attached, and which are part of this proposal, shipment from our factory, Lognasport, Indiana, in about 160 working days, after receipt of chassis, for the sum of:

Thirty-four thousand, nind hundred fifty and no cents

Dollars (\$34,950.00)

F.O.B. Petal, Mississippi

Shipment is contingent upon delays or failure to deliver caused by or resulting from fires, strikes, labor troubles, accidents or by any other cause which is unavoidable or beyond the reasonable control of the company.

Unless accepted within 20 days from date hereof, this proposal shall become void if not renewed in writing by the bidder.

All excise and sales taxes now or hereafter imposed upon the manufacture or sale of the equipment specified herein shall be paid by the purchaser.

PARTS AND SERVICE HERE IN EUNICE,
LOUISIANA
STATE LICENSE #6008

Respectfully submitted,
MOOSA EQUIPMENT COMPANY

/s/ Wilson J. Moosa
Wilson J. Moosa

WARRANTY

The Universal Fire Apparatus Corp. warrants all apparatus manufactured by them to be free from defects in material and workmanship, under normal use and service, the obligation, under this warranty, being limited to makin good, at their factory, any part or parts which shall, within one year(s) after delivery be returned to them, transportation charges prepaid, and which examination shall disclose to have

been thus defective.

This warranty does not apply to any apparatus, which shall have been repaired or altered, in any way, as, in their judgment, to affect its stability, or reliability nor which has been subjected to misuse, negligence or accident. No warranty, whatever, is made in respect to chassis or trade accessories, which are warranted by their respective manufacturers.

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BEAN FIRE APPARATUS

FMC

FIRE APPARATUS PROPOSAL,
CONTRACT AND SPECIFICATION

Date Aug. 20, 19 74

For: City of Petal

<u>Petal</u>	<u>Forrest</u>	<u>Miss.</u>	<u>39465</u>
(City)	(County)	(State)	(Zip)

We hereby propose to manufacture and furnish to you, subject to your acceptance of this proposal and the proper execution of the attached contract, all apparatus and/or equipment to be built in accordance with the attached specification,

One (1) 750 GPM Pumper with 500 gal. Tank complete with Chassis 1975 Ford F-756 and all equipment listed.

Total Price #35,550.00

FOB: Petal, Miss.

Foam & Wet Water System, around pump, with 40 gal tank, one Rockwood 1½" FFF Nozzle, Fog Foam Screen and shaper. If not wanted Deduct \$1,430.00

Dual Booster Reels with weather covers, each reel equiped with 200 ft. 1", 800# Test Hose and #29 Fog Gun. If only one reel wanted, Deduct \$327.00

FEDERAL, STATE OR LOCAL TAXES ARE NOT INCLUDED, UNLESS ITEMIZED

Delivery is to be made subject to all causes of the contract, in about 150 working days from receipt of the chassis to FMC in Tipton, Indiana.

FMC reserves the right to withdraw this proposal, if not accepted within 15 days from above date.

Respectfully submitted,

By /s/ Louie E. Day
Sales Representative

Louie E. Day

Jack Cocke and Co., Inc.

JACO 651 PILLANS STREET, MOBILE, ALABAMA

SPECIFICATIONS AND PROPOSALS

Date..August.20,..1974....

To.....CITY.OF.PETAL.....
.....PETAL,..MISSISSIPPI.39465.....

We hereby propose to furnish, after the proper execution and approval of the accompanying contract, according to the terms and conditions as provided therein, the following apparatus and equipment. One (1). JACO. Deluxe. 750. GPM. Triple. Combination Fire. Apparatus. with. Waterous. CM-750. Two-Stage. Pump... 500. Gallon. booster..... tank. with. all. allied. fire. fighting. equipment. and. to. be. custom. mounted. on. 1975. Ford F-750. Conventional. Cab. Chassis, .supplied. by. Jack. Cocke. and. Company, .Inc.....

All in accordance with specifications herein described, which are made a part of this proposal and contract - delivery to be made from our plant, Mobile, Ala,, in approximately .180-200.... working days after acceptance of contract properly executed and delivery of chassis to our plant, subject to any delays beyond our control, for the

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Deliverey F.O.B. Petal, Mississippi

Delivery of 180 - 200 working days is after receipt of chassis at our Mobile plant.

for the sum of _____ (\$ _____)

Terms of payment In full upon delivery and acceptance

Prices are exclusive of state, federal or local taxes.

Above prices are quoted for fifteen (15) days from above date.

Jack Cocke and Co., Inc.

By /s/ Edwin B. Dunnam
Edwin B. Dunnam
Sales Representative

"Specialist in Fire and Safety Protection"

PROPOSAL

FOR FURNISHING AMERICAN LaFRANCE FIRE APPARATUS

To: Mayor and Board of Aldermen
City of Petal
Petal, Mississippi 39465

Date: August 20, 1974

Dear Sirs:

We hereby propose to furnish you, subject to the proper execution of the accompanying contract by your, and an officer of this Company at Elmira, N. Y., the following apparatus;

One (1) American LaFrance Pumper to your specifications, mounted on a 1975-C-750 cab over Ford chassis, custom with chrome bumper and grill.

NOTE: If desired may deduct for chassis \$10,319.00

with accessories and equipment as called for herein. All of which are to be built in accordance with the proposal specifications attached hereto, and which are made a part of this proposal and the accompanying contract, and to ship same in about 140 (working) (After receipt of chassis days after execution of said contract by an officer of this company at Elmira, N. Y. subject to all causes beyond our control, for the sum of

Thirty Nine Thousand Six Hundred Seventy Eight *****Dollars,

(\$ 39,678.00) F.O.B. Elmira, N.Y. transportation allowed to destination.

IF THIS PROPOSAL IS NOT ACCEPTED WITHIN 21 DAYS OF PROPOSAL DATE, WE RESERVE THE RIGHT TO WITHDRAW THE BID.

It is understood that all prices stated in this proposal and in the accompanying contract will be increased by the amount of any governmental excise or sales tax affecting the same.

We trust you will favorably consider our proposal. We will reward your confidence by delivering the highest quality apparatus and providing excellent American LaFrance service throughout its long life.

Respectfully submitted,

AMERICAN LaFRANCE

BY /s/ Clarence W. Riley
Clarence W. Riley

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PROPOSAL

FOR FURNISHING AMERICAN LaFRANCE FIRE APPARATUS

To: Mayor and Board of Aldermen
City of Petal
Petal, Mississippi 39465

Date: August 20, 1974

Dear Sirs:

We hereby propose to furnish you, subject to the proper execution of the accompanying contract by you, and an officer of this Company at Elmira, N. Y., the following apparatus:

One (1) American LaFrance 1000 GPM Pumper mounted on a 1974 F-750 Ford chassis, with chrome bumper and grill, air brakes and 391 cu. in. engine.

with accessories and equipment as called for herein. All of which are to be built in accordance with the proposal specifications attached hereto, and which are made a part of this proposal and the accompanying contract, and to ship same in about 60 (calendar) days after execution of said contract by an officer of this company at Elmira, N. Y. subject to all causes beyond our control, for the sum of

Thirty Six Thousand Two Hundred Thirty *****Dollars,
(\$36,230.00) F.O.B. Elmira, N. Y. transportation allowed to destination.

IF THIS PROPOSAL IS NOT ACCEPTED WITHIN 21 DAYS OF PROPOSAL DATE, WE RESERVE THE RIGHT TO WITHDRAW THE BID.

It is understood that all prices stated in this proposal and in the accompanying contract will be increased by the amount of any governmental excise or sales tax affecting the same.

We trust you will favorably consider our proposal. We will reward your confidence by delivering the highest quality apparatus and providing excellent American LaFrance service throughout its long life.

Respectfully submitted,

AMERICAN LaFRANCE

By /s/ Clarence W. Riley
Clarence W. Riley

"The New Standard of EXCELLENCE"

PROPOSAL

FOR FURNISHING AMERICAN LaFRANCE FIRE APPARATUS

To: Mayor and Board of Aldermen
City of Petal
Petal, Mississippi 39465

Date: August 20, 1974

Dear Sirs:

We hereby propose to furnish you, subject to the proper execution of the accompanying contract by you, and an officer of this Company at Elmira, N. Y., the following apparatus:

One (1) Custom Pioneer L000 GPM Pumper, with Detroit Diesel engine. With all equipment called for in your specifications.

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with accessories and equipment as called for herein. All of which are to be built in accordance with the proposal specifications attached hereto, and which are made a part of this proposal and the accompanying contract, and to ship same in about 260 (working) days after execution of said contract by an officer of this company at Elmira, N. Y. subject to all causes beyond our control, for the sum of

Forty Seven Thousand Nine Hundred Eighty One *****Dollars,
 (\$47,981.00) F. O. B. Elmira, N. Y. transportation allowed to destination.

IF THIS PROPOSAL IS NOT ACCEPTED WITHIN 21 DAYS OF PROPOSAL DATE,
 WE RESERVE THE RIGHT TO WITHDRAW THE BID.

It is understood that all prices stated in this proposal and in the accompanying contract will be increased by the amount of any governmental excise or sales tax affecting the same.

We trust you will favorably consider our proposal. We will reward your confidence by delivering the highest quality apparatus and providing excellent American LaFrance service throughout its long life.

Respectfully submitted,

AMERICAN LaFRANCE

By /s/ Clarence W. Riley
 Clarence W. Riley

"The New Standard of EXCELLENCE"

WHEREAS after the reading of the bids Mayor Byrd suggested to the Board of Aldermen that the bids should be taken under advisement. Mayor Byrd stated the the Officers of the Petal Fire Department would meet with him to check the bidders specifications with the specifications of the Fire Department, then the Board of Aldermen would make a decision as to which bid is the best and lowest price. Mayor Byrd assured the prospective bidders that a decision would be made within the next few days.

After a lengthy discussion of the proposed budget and the summary of the proposed budget a resolution was presented by Thomas W. Tyner, City Attorney, for the City of Petal to adopt the final budget of the City of Petal for the Fiscal Year beginning October 1, 1974, and ending September 30, 1975. The resolution read as follows:

RESOLUTION ADOPTING AND APPROVING THE FINAL
 BUDGET OF THE CITY OF PETAL, MISSISSIPPI FOR
 THE FISCAL YEAR BEGINNING OCTOBER 1, 1974,
 AND ENDING SEPTEMBER 30, 1975, AND FOR OTHER
 PURPOSES HEREIN EXPRESSED

BE IT RESOLVED AND ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi as follows:

That the final budget for the City of Petal, Mississippi for the fiscal year commencing October 1, 1974, and ending September 30, 1975, shall be entered at length and in detail in the official minutes of this meeting.

Be It Further Resolved and Ordered that the final budget as set forth immediately following this resolution be, and it is hereby approved and adopted.

Be It Further Resolved that the City Clerk shall publish a summary of this budget and a summary of the revenue and expenses of the City of Petal, Mississippi during the current fiscal year 1973 thru 1974 as required by Section

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21-35-5 Mississippi Code of 1972, Annotated as Amended. Said summaries shall be published at least once in the Hattiesburg American, a newspaper published in the County of Forrest with a general circulation in the City of Petal, Mississippi, and qualified to publish legal notices.

THUS RESOLVED AND ORDERED on this the 20th day of August, A. D., 1974.

CITY OF PETAL, MISSISSIPPI

By /s/ Ulmer Byrd
Ulmer Byrd, Mayor

(SEAL)

ATTEST:

/s/ Charles Z. Stevens
Charles Z. Stevens,
Acting City Clerk

THEREUPON Alderman Mitchell Curry made a motion to adopt the resolution adopting and approving the final budget of the City of Petal for the fiscal year beginning October 1, 1974, and ending September 30, 1975. The motion was seconded by George B. Draughn, Alderman.

Those present and voting "Aye":

- W. H. Clearman
- Mitchell Curry
- George B. Draughn
- A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

THEREUPON Alderman George B. Draughn made a motion to have published the revenues and expenses by the City of Petal, Mississippi during the current fiscal year 1973 - 1974 for municipal purposes, and the budget of municipal revenues and expenses for the next fiscal year, October 1, 1974, to September 30, 1975. The motion was seconded by A. L. Henderson, Jr., Alderman.

Those present and voting "Aye":

- W. H. Clearman
- Mitchell Curry
- George B. Draughn
- A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

NOW, THEREFORE IT IS HEREBY ORDERED by the Mayor and Board of Aldermen of the

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City of Petal, Mississippi that the following Legal Notice be and the same is hereby approved for publication in order to comply with the laws of the State of Mississippi, to-wit:

LEGAL NOTICE

TO THE PUBLIC AND TO THE TAX PAYERS OF THE
CITY OF PETAL, MISSISSIPPI AND THE
MUNICIPAL SEPARATE SCHOOL DISTRICT

Pursuant to provisions of Section 21-35-5, Mississippi Code 1972 Annotated, as amended and as directed by a Resolution of the Board of Mayor and Aldermen of the City of Petal, Mississippi adopted at a regular recessed meeting of said Board held on August 20, 1974, there is listed and published below a statement showing: (1) the revenues and expenses by the City of Petal, Mississippi during the current fiscal year 1973 - 1974 for municipal purposes, and (2) the budget of municipal revenues and expenses of said City estimated for the next fiscal year, October 1, 1974, to September 30, 1975 .

DONE by order of said Board this the 20th day of August, A. D., 1974.

CITY OF PETAL, MISSISSIPPI

BY: /s/ Ulmer Byrd
Mayor

(SEAL)

ATTEST:

/s/ Charles Z. Stevens
City Clerk

CITY OF PETAL
BUDGET OF ESTIMATED REVENUES AND EXPENDITURES
FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 1975

MINUTES - PETAL, MISS.

<u>Account Number</u>		Actual Amounts For Preceding 4 Months *	Budget Amounts For Fiscal Year 1974 - 1975
GENERAL FUND REVENUES			
<u>Licenses & Permits</u>			
01-00-220	Privilege License (except utilities)	\$ -0-	\$ 3,500.00
221	Franchise Charges - Utilities	2,800.00	17,531.00
222	Permits - Building	-0-	4,000.00
223	Permits - Other	-0-	900.00
<u>Inter-Governmental Revenues</u>			
01-00-232	Federal Grants	2,678.00	2,678.00
240	Federal Shared Revenue	-0-	-0-
250	State Grants (Municipal Revolving Fund)	-0-	8,000.00
260	Sales Tax Refund	42,000.00	140,671.00
261	Gasoline Tax Refund	4,807.00	8,000.00
264	Fire Insurance Premiums Refund (Transfer)	-0-	33,500.00
266	State Municipal Aid-Street Improvement	17,800.00	17,800.00
272	Grants from Local Units (County Road Tax)	-0-	-0-
285	Public Safety Charges (Fire Fee)	-0-	20,000.00
<u>Fines and Forfeits</u>			
330	Court Fines and Fees	-0-	4,000.00
<u>Miscellaneous</u>			
340	Interest Earnings	-0-	-0-
353	Other	-0-	300.00
Total From All Sources Other Than Taxation		\$ 70,085.00	\$ 260,880.00
Cash Balance at Beginning of Year		-0-	16,725.00
Total Cash & Revenue From Sources Other Than Taxation		70,085.00	277,605.00
Amount Necessary to be Raised by Tax Levy		-0-	22,800.00
Total Available Cash & Anticipated Revenue From All Sources		\$ 70,085.00	\$ 300,405.00

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<u>Account Number</u>		Actual Amounts For Preceding <u>4 Months *</u>	Budget Amounts For Fiscal Year <u>1974 - 1975</u>
EXPENDITURES			
General Government			
Legislative:			
01-01-40	Personal Services	-0-	3,000.00
50	Supplies	-0-	-0-
60	Other Services & Charges	1,400.00	6,130.00
70	Capital Outlay	-0-	-0-
	TOTAL	\$ 1,400.00	\$ 9,130.00
Judicial:			
01-02-40	Personal Services	-0-	6,600.00
50	Supplies	-0-	200.00
60	Other Services & Charges	-0-	200.00
70	Capital Outlay	-0-	-0-
	TOTAL	\$ -0-	\$ 7,000.00
Executive:			
01-03-40	Personal Services	3,750.00	15,066.00
50	Supplies	-0-	500.00
60	Other Services & Charges	1,000.00	900.00
70	Capital Outlay	442.00	-0-
	TOTAL	\$ 5,192.00	\$ 16,466.00
Elections:			
01-04-40	Personal Services	-0-	300.00
50	Supplies	-0-	200.00
60	Other Services & Charges	-0-	200.00
70	Capital Outlay	-0-	-0-
	TOTAL	\$ -0-	\$ 700.00

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<u>Account Number</u>		<u>Actual Amounts For Preceding 4 Months *</u>	<u>Budget Amounts For Fiscal Year 1974 - 1975</u>
	Financial Administration:		
01-05-40	Personal Services	<u>-0-</u>	<u>22,808.00</u>
50	Supplies	<u>600.00</u>	<u>1,000.00</u>
60	Other Services & Charges	<u>2,000.00</u>	<u>6,070.00</u>
70	Capital Outlay	<u>486.00</u>	<u>5,600.00</u>
	TOTAL	<u>\$ 3,086.00</u>	<u>\$ 35,478.00</u>
	Other:		
01-09-40	Personal Services	<u>-0-</u>	<u>-0-</u>
50	Supplies	<u>-0-</u>	<u>-0-</u>
60	Other Services & Charges	<u>-0-</u>	<u>1,500.00</u>
70	Capital Outlay	<u>-0-</u>	<u>4,500.00</u>
	TOTAL	<u>\$ -0-</u>	<u>\$ 6,000.00</u>
	Public Safety		
	Police Department:		
01-10-40	Personal Services	<u>4,700.00</u>	<u>46,684.00</u>
50	Supplies	<u>500.00</u>	<u>1,250.00</u>
60	Other Services & Charges	<u>5,500.00</u>	<u>17,460.00</u>
70	Capital Outlay	<u>4,064.00</u>	<u>8,400.00</u>
	TOTAL	<u>\$ 14,764.00</u>	<u>\$ 73,794.00</u>
	Fire Department:		
01-16-40	Personal Services	<u>-0-</u>	<u>47,082.00</u>
50	Supplies	<u>-0-</u>	<u>2,000.00</u>
60	Other Services & Charges	<u>-0-</u>	<u>8,450.00</u>
70	Capital Outlay	<u>-0-</u>	<u>33,500.00</u>
	TOTAL	<u>\$ -0-</u>	<u>\$ 91,032.00</u>

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<u>Account Number</u>		<u>Actual Amounts For Preceding 4 Months *</u>	<u>Budget Amounts For Fiscal Year 1974 - 1975</u>
	Public Works		
	Highways & Streets:		
01-20-40	Personal Services	-0-	-0-
50	Supplies	-0-	-0-
60	Other Services & Charges	-0-	-0-
70	Capital Outlay	-0-	33,800.00
	TOTAL	\$ -0-	\$ 33,800.00
	Recreation		
01-30-40	Personal Services	-0-	8,805.00
50	Supplies	-0-	1,500.00
60	Other Services & Charges	-0-	1,350.00
70	Capital Outlay	-0-	14,750.00
	TOTAL	\$ -0-	\$ 26,405.00
	Debt Service		
01-45-82	Note Principal	10,000.00	-0-
83	Interest on Note	150.00	-0-
84	Other (Fire Department)	0	600.00
	TOTAL	\$ 10,150.00	\$ 600.00
	Transfer To Capital Improvements Fund	11,518.00	-0-
	Transfer To Disaster Fund	7,250.00	-0-
	Miscellaneous		
01-55-46	Retirement Contributions		
47	Workmans Compensation		
48	Other		
	TOTAL	\$	\$
	TOTAL GENERAL FUND EXPENDITURES	\$ 53,360.00	\$300,405.00

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CAPITAL IMPROVEMENT FUND

Receipts

Fire Department Equipment Depreciation	\$ 2,300.00	
Balance 9-30-74	<u>11,518.00</u>	
Total Available Funds		<u>\$13,818.00</u>

Expenditures

Capital Outlay	\$10,000.00	
Reserve for Fire Department Equipment	<u>2,300.00</u>	
Total Expenditures of Reserves		\$12,300.00
Balance 9-30-75		<u>1,518.00</u>

DISASTER FUND

Receipts

Loan to Match O E P Funds	\$ 7,250.00	
O E P Funds Received	7,250.00	
Balance 9-30-74	<u>7,250.00</u>	
Total Available Funds		<u>\$21,750.00</u>

Expenditures

Repairs to Street and Equipment	\$14,500.00	
Repayment of Loan	<u>7,250.00</u>	
Total Expenditures		<u>\$21,750.00</u>
Balance 9-30-75		-0-

FIRE INSURANCE FUND

Receipts

State of Mississippi	\$32,800.00	
Interest	2,080.00	
Balance 9-30-74 (Investments)	<u>32,800.00</u>	
Total Available Funds		<u>\$67,680.00</u>

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Expenditures

Transfer to General Fund (For Fire Station and Land)	\$33,500.00	
Reserve for New Fire Truck	<u>32,000.00</u>	
Total Expenditures and Reserves		<u>\$65,500.00</u>
Balance 9-30-75		\$ 2,180.00

*These amounts represent the actual revenue and expenditures for the two months ending July 31st, 1974 plus the anticipated revenue and expenditure for the months of August and September of the current fiscal year.

This is to certify that the foregoing budget of estimated revenues and expenditures for the fiscal year ended September 30, 1975 is a true copy of the budget adopted in regular meeting of the governing authorities of this municipality and as held on 20th day of August, A. D., 1974, as recorded on pages 98-104 of minute book 1.

WHEREAS Mayor Byrd stated to the Board of Aldermen that since the City of Petal has certain areas that are subject to periodic flooding from Bouie and Leaf Rivers that legal authority should be authorized to adopt land use and control measures to reduce future flood losses. Mayor Byrd also stated that relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968.

WHEREAS Thomas W. Tyner read the following Resolution:

RESOLUTION AUTHORIZING APPLICATION FOR
FLOOD INSURANCE

WHEREAS, certain areas of the City of Petal, Mississippi, are subject to periodic flooding from Bouie and Leaf Rivers, causing serious damages to

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properties within these areas; and

WHEREAS, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of the Mayor and Board of Aldermen to require the recognition and evaluation of flood hazards in all official actions relating to land use in the flood plain areas having special flood hazards; and

WHEREAS, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Title 17 Chapter 1 and Title 21 Chapters 17, and 19 of the Mississippi Code of 1972, Annotated as Recompiled;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen hereby:

1. Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force for those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and

2. Vests City Clerk with the responsibility, authority and means to:

(a) Delineate or assist the Administrator, at his request, in delineating the limits of the areas having special flood hazards on available local maps of sufficient scale to identify the location of building sites.

(b) Provide such information as the Administrator may request concerning present uses and occupancy of the flood plain.

(c) Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map, and identify flood plain, and cooperate with neighboring communities with respect to management of adjoining flood plain areas in order to prevent aggravation of existing hazards.

(d) Submit on the anniversary date of the City of Petal's initial eligibility an annual report to the Administrator on the progress made during the past year within the City of Petal in the development and implementation of flood plain management measures.

3. Appoints City Clerk to maintain for public inspection and to furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

UNANIMOUSLY RESOLVED by the Mayor and Board of Aldermen of Petal, Mississippi, on this, the 20th day of August, A. D., 1974.

(SEAL)

ATTEST:

/s/ Charles Z. Stevens
Charles Z. Stevens,
Acting City Clerk

THEREUPON Alderman George B. Draughn made a motion to adopt the Resolution authorizing application for flood insurance. The motion was seconded by Mitchell Curry, Alderman.

Those present and voting "Yea":

W. H. Clearman
Mitchell Curry
George B. Draughn
A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd stated to the Board of Aldermen that since a resolution had been adopted making the citizens of Petal applicable for flood insurance that there should be a resolution establishing procedures and methods to regulate and enforce construction in flood prone areas and related purposes.

WHEREAS Thomas W. Tyner read the following Resolution:

RESOLUTION ESTABLISHING PROCEDURES AND
METHODS TO REGULATE AND ENFORCE
CONSTRUCTION IN FLOOD PRONE AREAS AND
RELATED PURPOSES

WHEREAS, the City of Petal, Mississippi has adopted and is enforcing Southern Standard Building Code (1972 authorized edition, with amendments) and Ordinance 1974 - 7 Establishing Standards for the Construction and Repair of Buildings; Providing Penalties for Violation of this Ordinance and Related Purposes, and

WHEREAS, Section 105.1 of the aforesaid prohibits any person, firm or corporation from erecting, constructing, enlarging, altering, repairing, improving, moving or demolishing any building or structure without first obtaining a separate building permit for each building or structure from the City Clerk, and

WHEREAS, the City Building Inspector must examine all plans and specifications for the proposed construction when application is made to him for a building permit.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi as follows:

1. That the City Building Inspector shall review all building permit applications for new construction or substantial improvements to determine whether

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proposed building sites will be reasonably safe from flooding. If a proposed building site is in a location that has a flood hazard, any proposed new construction or substantial improvement (including prefabricated and mobile homes) must (i) be designed (or modified) and anchored to prevent flotation, collapse, or lateral movement of the structure, (ii) use construction materials and utility equipment that are resistant to flood damage, and (iii) use construction methods and practices that will minimize flood damage; and

2. That the City Building Inspector shall review subdivision proposals and other proposed new developments to assure that (i) all such proposals are consistent with the need to minimize flood damage, (ii) all public utilities and facilities, such as sewer, gas, electrical, and water systems are located, elevated, and constructed to minimize or eliminate flood damage, and (iii) adequate drainage is provided so as to reduce exposure to flood hazards; and

3. That the City Building Inspector shall require new or replacement water supply systems and/or sanitary sewage systems to be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters, and require on-site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.

UNANIMOUSLY RESOLVED by the Mayor and Board of Aldermen of Petal, Mississippi, on this, the 20th day of August, A. D., 1974.

CITY OF PETAL, MISSISSIPPI

By /s/ Ulmer Byrd
Ulmer Byrd, Mayor

(SEAL)

ATTEST

/s/ Charles Z. Stevens
Charles Z. Stevens,
Acting City Clerk

THEREUPON Alderman Mitchell Curry made a motion to adopt the foregoing resolution. The motion was seconded by W. H. Clearman, Alderman.

Those present and voting "Yea":

- W. H. Clearman
- Mitchell Curry
- George B. Draughn
- A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd addressed Thomas W. Tyner, City Attorney, requesting the Resolution assuming the assets and liabilities of the East Forrest Utility District by the municipality.

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WHEREAS Thomas W. Tyner, City Attorney, stated to the Mayor and Board of Aldermen that he had not had enough time to do a thorough examination on this matter and if it would please the Mayor and Board he would like to resume the matter at the next City Council meeting.

WHEREAS the Mayor and Board agreed that the matter would be taken up at the next council meeting.

WHEREAS Mayor Byrd stated to the Board of Aldermen that the Mississippi Air and Water Pollution Control Commission had advised him that consideration will have to be given to a regional wastewater treatment system to serve portions of Forrest County, Mississippi, and for administrative purposes it is desirable that an engineering contract be entered into for these engineering services.

WHEREAS it was moved by Mr. George B. Draughn and seconded by Mr. A. L. Henderson, Jr. that the following Resolution be adopted:

R E S O L U T I O N

A Resolution providing for an engineering contract to be entered into by the City of Petal, Mississippi, for performance of services for analysis, improvement and expansion of the City of Petal sewage collection and treatment facilities.

WHEREAS, the Mississippi Air and Water Pollution Control Commission has advised the Mayor and Council of the City of Petal that consideration will have to be given to a regional wastewater treatment system to serve portions of Forrest County, Mississippi, and;

WHEREAS, for administrative purposes and for purposes of obtaining financial assistance of the Federal Government, it is desirable that an engineering contract be entered into for these engineering services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Petal, Mississippi, that the Mayor, Ulmer Byrd, be, and he is, herein authorized for and on behalf of the said City of Petal, to enter into a contract for engineering services with the firm of Mississippi Gulf South Engineers, Inc., Biloxi, Mississippi, to provide the engineering services required to obtain a step one, step two and step three grant under the Federal Water Pollution Control Act of 1972, together with such other services as may be determined necessary by the preliminary engineering studies.

BE IT FURTHER RESOLVED that the said Mayor be authorized to sign the said engineering contracts for and on behalf of the City of Petal, Mississippi.

WHEREUPON the motion was put to a vote and the vote thereon was as follows:

YEAS: W. H. Clearman, Mitchell Curry, George B. Draughn, A. L. Henderson, Jr.
NAYS: NONE
ABSENT AND NOT VOTING: Charles Z. Stevens

and the Resolution was declared adopted on this, the 20th day of August, 1974 .

(CERTIFICATION BY CLERK)

STATE OF MISSISSIPPI

MINUTES - PETAL, MISS.

I, Charles Z. Stevens, Acting Clerk of the City of Petal, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of an Resolution adopted by the Mayor and Board of Aldermen of said city at a regular meeting held August 20, 1974, as the same appears for record in my office in MinuteBook 1 at Pages 108 - 109.

WITNESS my signature and the official seal of said city on this, the 20th day of August, A. D., 1974.

/s/ Charles Z. Stevens
Charles Z. Stevens,
Acting City Clerk

(SEAL)

/s/ Ulmer Byrd
ULMER BYRD, Mayor

ATTEST:

/s/ Charles Z. Stevens
Charles Z. Stevens
Acting City Clerk

WHEREAS Mayor Byrd addressed the Board of Aldermen with the suggestion that grant applications for federal assistance will have to be filed in the name of one (1) community for administrative purposes, and that of all the political subdivisions represented in Forrest County, the City of Hattiesburg experiences the highest priority rating for federal participation.

WHEREAS it was moved by Mr. Mitchell Curry and seconded by Mr. W. H. Clearman that the following Resolution be adopted:

R E S O L U T I O N

A Resolution authorizing the City of Hattiesburg, Mississippi, in behalf of the City of Petal, Mississippi, to file for a grant from the Federal Government in connection with the requirements of the Federal Water Pollution Control Act of 1972, Public Law 92-500.

WHEREAS the Mayor and Council of the City of Petal, Mississippi, have been advised by the Environmental Protection Agency that grant applications for federal assistance will have to be filed in the name of one community for administrative purposes, and

WHEREAS the said Mayor and Council desire to cooperate with other public bodies in Forrest County towards the realization of regional water pollution control facilities, and

WHEREAS of the political subdivisions represented in Forrest County, the City of Hattiesburg experiences the highest priority rating for federal participation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Petal, Mississippi, that the City of Hattiesburg be requested, and they are, hereby

authorized for and on behalf of the City of Petal to take all action necessary to file for a federal grant administered by the Environmental Protection Agency under the Federal Water Pollution Control Act of 1972, Public Law 92-500, in connection with the construction of regional water pollution control facilities to service Forrest County, Mississippi.

WHEREUPON the motion was put to a vote and the vote thereon was as follows:

YEAS: W. H. Clearman, Mitchell Curry, George B. Draughn, A. L. Henderson, Jr.
NAYS: NONE
ABSENT & NOT VOTING: Charles Z. Stevens

and the Resolution was declared adopted on this, the 20th day of August, 1974 .

(CERTIFICATION BY CLERK)

STATE OF MISSISSIPPI

COUNTY OF FORREST

I, Charles Z. Stevens, Acting Clerk of the City of Petal, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of a Resolution adopted by the Mayor and Board of Aldermen of said city at a regular meeting held August 20, 1974, as the same appears for record in my office in Minute Book 1 at Pages 109 - 110.

WITNESS my signature and the official seal of said city on this, the 20th day of August, A. D., 1974.

/s/ Charles Z. Stevens
Charles Z. Stevens,
Acting City Clerk

(SEAL)

/s/ Ulmer Byrd
Ulmer Byrd, Mayor

ATTEST:

/s/ Charles Z. Stevens
Charles Z. Stevens
Acting City Clerk

WHEREAS Mayor Byrd presented to the Board of Aldermen a proclamation proclaiming the week of September 14 thru 22, 1974, as Breath of Life Week. Mayor Byrd stated that respiratory diseases represent almost half of the chronic illnesses of children. This lung-damaging disease affect more than six million (6,000,000) children in the United States and cystic fibrosis occurs once in every fifteen hundred (15,000) births. Mayor Byrd is urging the citizens of our community to join with the National Cystic Fibrosis Research Foundation in its humanitarian task by supporting September 14 thru 22, 1974, as Breath of Life Week in the City of Petal, Mississippi.

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WHEREAS the City Attorney of Petal has been employed, Mayor Byrd suggested to the Board of Aldermen that an Order be established delineating the City Attorney's salary and duties.

THEREUPON Thomas W. Tyner read the following Order:

O R D E R

IT IS ORDERED THAT there be and there is hereby established a legal department of the City of Petal to be administered by the Mayor, such department to be composed of the City Attorney together with such other personnel as may be assigned to it by the Mayor and the Board of Aldermen.

BE IT FURTHER ORDERED that the City Attorney, administrative head of the Legal Department of the City of Petal, is charged with the duty of administering said department under the direction of the Mayor and the Board of Aldermen.

IT IS ORDERED by the Mayor and Board of Aldermen that Thomas W. Tyner be, and he is hereby appointed regular City Attorney for the City of Petal, to serve for a period of one year from July 1, 1974, or until further order of the Mayor and Board of Aldermen, and his salary is hereby affixed at the sum of \$275.00 per month, plus all travel and out-of-pocket expenses pertaining to city business; the City Attorney's duties, for the compensation stated, are prescribed as follows:

To regularly advise and counsel with the Mayor and Board of Aldermen on any and all legal matters coming before the Mayor and Board of Aldermen or affecting the interest of the City of Petal, when his advice and counsel is requested thereasto by then.

To regularly attend all official meetings of the Mayor and Board of Aldermen and to give advice and counsel to the Mayor and Board of Aldermen on legal matters coming before them at any such meeting.

To regularly render legal opinions to the Mayor and to the Mayor and Board of Aldermen, upon their request, on any matters pertaining to the official duty of the Mayor and Board of Aldermen, and on any matters affecting the interest of the City of Petal.

To supervise the preparation of all ordinances, resolutions, contracts, and official documents of the City of Petal as required by law, or as may be requested by the Mayor and Board of Aldermen.

To examine all documents and contracts in which the City has an interest and to give legal advice and counsel thereasto, when requested to do so.

To advise and counsel with the City Clerk and heads of all other departments of the City when requested to do so by the Mayor and Board of Aldermen or by the head of the particular department requesting such advice and counsel.

To advise and counsel with any official board of the City of Petal which is under the general supervision of the Mayor and Board of Aldermen and said City Attorney will advise and counsel with all of said board when requested by the Mayor and the Board of Aldermen to do so.

To advise and counsel, as requested to do so by the Mayor and Board of Aldermen, regarding the collection of any taxes which may on occasion be due the City of Petal, and to take such action as directed by the Mayor and Board of Aldermen of the City of Petal relating to such matters.

To advise and counsel with the Mayor and Board of Aldermen when requested, respecting any suit or threatened suit in any court or before any commission, wherein the City of Petal has an interest which would be affected by the filing of such suit or by the outcome of any suit filed.

To perform all duties specifically required of him in his official capacity by the laws of the State of Mississippi or by the ordinances of the City.

To act as administrative head of the Legal Department of the City of Petal, under the direction of the Mayor and Board of Aldermen, and in connection therewith to make recommendations to the Mayor and with respect to the organization and administration of such department.

PROVIDED, HOWEVER, the regular duties above described do not include legal work and services relating to:

(1) Litigation, or quasi judicial or administrative hearings or proceedings, as they may arise, or legal work of an extraordinary, unusual or extended character, as determined by the Mayor and Board of Aldermen, or trips out of the City of Petal, and involving City business, or

(2) Bond issues for which said above numbered items there shall be paid such additional compensation as may be provided by law, including but not limited to, Section 21-15-25 of the Mississippi Code of 1972, Annotated as Recompiled, and as shall be determined by the Mayor and Board of Aldermen.

BE IT FURTHER ORDERED that the City Attorney shall also cooperate with and coordinate the work of any associate city council designated by the Mayor and Board of Aldermen and to perform legal services if required and/or as the need arises.

THEREUPON Alderman George B. Draughn made a motion to adopt the Order delineating the City Attorney's salary and duties. The motion was seconded by A. L. Henderson, Jr.

Those present and voting "Aye":

W. H. Clearman
 Mitchell Curry
 George B. Draughn
 A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd stated to the Board of Aldermen that Mr. Brown of the Research and Development suggested that the City of Petal should pay back the \$10,000.00 loan borrowed from the First Mississippi National Bank at the beginning of Petal's incorporation. Mayor Byrd said that Mr. Brown stated that since the beginning of Petal's incorporation that we have and will receive enough revenues to enable us to operate without this loan. Mayor Byrd stated that he would like authority from the Board of Aldermen to pay the loan back immediately.

THEREUPON Alderman Mitchell Curry made a motion to authorize payment of the aforesaid loan. The motion was seconded by W. H. Clearman, Alderman.

Those present and voting "aye":

W. H. Clearman
 Mitchell Curry

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WHEREAS Bruce C. Garwood, Chief of Police addressed the Mayor and Board of Aldermen with a report concerning the activities of the Police Department since the last council meeting. Bruce Garwood stated that the police department had been deluged with calls during the past three (3) weeks, and that he was in hopes that within the very near future that the Police Committee would consider hiring more policemen. Bruce Garwood stated that last week he had given a speech at the Hattiesburg Rally Association and that they would like to contribute all of the proceeds they received from their next rally to the Petal Police Department.

WHEREAS the advertisement for bids of the Police Car, Books and Office Equipment will be received Tuesday at 7:00 P. M., August 27, 1974 Mayor Byrd suggested the meeting recess until next Tuesday at 7:00 P. M.

THEREUPON Alderman W. H. Clearman made a motion to recess the meeting until Tuesday August 27, 1974 at 7:00 P. M. The motion was seconded by Alderman George B. Draughn.

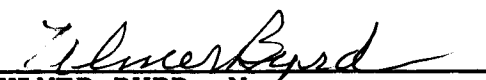
Those present and voting "Aye":

W. H. Clearman
Mitchell Curry
George B. Draughn
A. L. Henderson, Jr.

Those present and voting "Nay":

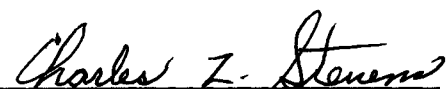
NONE

So ordered the meeting be recessed until Tuesday, August 27, 1974, at 7:30 P. M., this the 20th day of August, A. D., 1974.


ULMER BYRD, Mayor

(SEAL)

ATTEST:


CHARLES Z. STEVENS,
Acting City Clerk

PURSUANT TO AN ORDER OF RECESS there was begun and held a recessed meeting of the Mayor and Board of Aldermen of the City of Petal at 7:30 P. M., Tuesday, August 27, 1974, in the Mayor's office in the City Hall.

The hour of 7:30 P. M. having arrived the mayor and Board of Aldermen proceeded to open and publicly read all bids received for furnishing one (1) Police Car. They read as follows, to-wit:

RYAN MOTORS INC.

"South Mississippi's Largest Automobile Dealer"
1501 West Pine Street * P. O. BOX 1586 * HATTIESBURG, MISSISSIPPI
August 26, 1974